

California Regional Water Quality Control Board

Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>
81 Higuera Street, Suite 200, San Luis Obispo, California 93401-5411
Phone (805) 549-3147 • FAX (805) 543-0397

NOTICE OF PUBLIC MEETING

Friday, February 1, 2002

CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING

Location: Regional Board Conference Room [Inside the Pacific Coast Center at the Intersection of Higuera Street and Madonna Road, San Luis Obispo CA]

(See Page 8 for location map)

[Staff will review and transmit all written material to the Board members received by Wednesday, January 23, 2002, 5:00 p.m. Written material submitted after that day will be placed into the official record (unless excluded by ruling of the Board Chair), but will not be sent to Board members before the Board meeting.]

Friday, February 1, 2002, 8:30 a.m.

1. Roll Call [Carol Hewitt 805/549-3503] Board Members Present
2. Introductions [Roger Briggs 805/549-3140].....Guests and Staff Present
- 2a. Regional Board Chair and Vice Chair Election..... Board Motion
3. Approval of December 7, 2001 Meeting Minutes. Board Motion
4. Public Forum.....Board Direction
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to **three** minutes).*
5. Low Threat Cases Information/Discussion

Low Threat Discharges/Waivers of Waste Discharge Requirements:

Chevron Service Station No. 9-0919, 2194 Main St., Cambria, San Luis Obispo County

[Sheila Soderberg 805/549-3592]

City of Monterey, Lagunita Mirada and East Finger of Lake El Estero Sediment Removal Project, Monterey, Monterey County [Matt Thompson 805/549-3159]

Former Whittaker Ordnance Facility, San Benito County [Hector Hernandez 805/542-4641]

Case Closures for Underground Tank Sites

Cases Recommended for Closure:

Former Mountain Mechanics, 13365 Big Basin Way, Felton, Santa Cruz County

[Bob Hurford 805/542-4776]

Ed's Portola ARCO, 3801 Portola Drive, Santa Cruz, Santa Cruz County [Bob Hurford 805/542-4776]

Tosco (76) Service Station No. 3741, 676 East Lake Avenue, Watsonville, Santa Cruz County

[Mathew Keeling 805/549-3685]

Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.

Uncontested Items (*)

6. Uncontested Items Calendar.....Board Motion
(Agenda Item Nos. 15 and 16 with a single asterisk (), are expected to be routine and noncontroversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

Watershed Management and Basin Planning

7. Clean Water Act – Section 303(d) List Update.....Recommendation
(Approve Recommendation to State Board) [Lisa McCann 805/549-3132]
8. Watershed Management Initiative Chapter Update for 2002 [Alison Jones 805/542-4646]Information
9. Elkhorn Slough Public Outreach Project.....Resolution No. 2002-0020
(Renewal of Funding) [Lida Tan 805/542-4785]

Cleanup Cases

10. MTBE Sites [Jay Cano 805/549-3699]Status Reports
- Los Osos Valley Garage/Bear Valley Chevron, Los Osos, San Luis Obispo County
Shell Service Station, Morro Bay, San Luis Obispo County
Chevron, Cambria, San Luis Obispo County
Lake San Antonio, Monterey County
Sturdy Oil Company (Exxon Station), San Miguel Canyon, Monterey County
Quik Stop Market, Soquel, Santa Cruz County
Camp Evers Underground Tank Sites, Scotts Valley, Santa Cruz County
Brothers Hecker Pass Market, Watsonville, Santa Cruz County
Santa Barbara County Sites:
76 Service Station No. 0535, Santa Barbara
Chevron Service Station #9-2805, Goleta
Mobil Service Station #18-JRC, Lompoc
76 Service Station No. 5113, Carpinteria
Regionwide MTBE Site List

Enforcement

11. Enforcement Report [Brad Hagemann 805/549-3697]Status Report
12. RMC Pacific Materials Inc., Santa Cruz County.....Order No. 2002-0009
(Consideration of Administrative Civil Liability) [Kimberly Gonzalez 805/549-3150]
13. Desert Petroleum, Inc., Pismo Beach, San Luis Obispo County.....Order No. 2002-0018
(Consideration of Civil Liability for Late Report) [Sheila Soderberg 805/549-3592]
14. Ms. Hano Burns, dba Bear Valley Chevron, Los Osos, San Luis Obispo County
(Consideration of Amendment to Civil Liability Order) [Corey Walsh 805/542-4781]...Order No. 2001-0022

Waste Discharge Requirements

- *15. John Smith Road Landfill, San Benito County..... Order No. 2002-0001
(Reissuance of Waste Discharge Requirements) [David Athey 805/542-4644]
- *16. Lopez Recreational Area, San Luis Obispo County Order No. 2002-0011
(Reissuance of Waste Discharge Requirements) [Scott Phillips 805/549-3550]

Status Reports

- 17. Supplemental Environmental Project Findings: Incidence of Several Human Pathogens in Sea Otters
[Karen Worcester 805/549-3333] Status Report
- 18. Identifying Sources of Bacterial Contamination in Morro Bay Estuary [Shanta Duffield 805/3464]. Status Report
- 19. Los Osos Wastewater Project, San Luis Obispo County [Sorrel Marks 805/3695] Status Report
- 20. Military Facilities Update [Michael LeBrun 805/542-4645]..... Status Report
- 21. Land Disposal Unit Update [Michael LeBrun 805/542-4645] Status Report
- 22. Reasonable Potential Analysis [Matt Thompson 805/549-3159] Status Report

Administrative Items

- 23. Report by State Water Resources Control Board Liaison [Richard Katz 916/341-5603] Status Report
- 24. Reports by Regional Board Members..... Status Report
- 25. Executive Officer's Report [Roger Briggs 805/549-3140] Information/Discussion

Regulation Summary for November/December 2001

Water Quality Certifications:

(A chart is provided in the agenda listing the applications received from November 1, 2001 through December 31, 2001. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Corinne Huckaby 805-549-3504.)

Watershed Branch Reports

Status Reports (Informational Updates; NOTE: Board may give policy direction):

Duke Energy, Morro Bay [Michael Thomas 805/542-4623]

Cleanup Branch Reports

Corrective Action Plan Approval

Underground Tank Program

Quick Stop Market No.78, 5505 Soquel Drive, Soquel, Santa Cruz County [Bob Hurford 805/542-4776]

ARCO Station No.2188, 145 Kern Street, Salinas, Monterey County [John Goni 805/542-4628]

Status Reports (Informational Updates; NOTE: Board may give policy direction)

Unocal Guadalupe Oil Field, San Luis Obispo County [Katie DiSimone 805/549-3690]

Underground Tanks Summary Report dated December 20, 2001 [Jay Cano 805/549-3699]

Former Casmalia Resources Hazardous Waste Landfill Site, Santa Barbara County

[Dan Niles 805/549-3355]

Hernandez Property in Nipomo, San Luis Obispo County [Roger Briggs 805/549-3140]

Regionwide Reports

Regional Monitoring [Karen Worcester 805/549-3333]
Total Maximum Daily Loads [Lisa McCann 805/549-3132]

Administrative Reports

Presentations and Training [Roger Briggs 805/549-3140]

Closed Session

Discussion of Cases in Litigation [Staff Counsel Jennifer Soloway] Closed Session
(The Board will meet in closed session to discuss pending litigation in the cases of Ragged Point Inn and Resort v. Regional Water Quality Control Board; Ted J. Ferrari v. Regional Water Quality Control Board/Engel & Gray, Inc., Buena Vista Mines, Inc. v. Regional Water Quality Control Board; Regional Water Quality Control Board v. Unocal; South County Regional Waste Water Authority v. Regional Water Quality Control Board, and, the City of Morro Bay v. State Water Resources Control Board, et al., Voices of the Wetlands, et al, v. State Water Resources Control Board, as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].)

Adjournment

Adjournment is to the regularly scheduled Board meeting on March 22, 2002 in Salinas.

Regional Board Meeting Schedule 2002

Date	City	Address
February 1, 2002	San Luis Obispo	Regional Board Conference Room, 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
March 22, 2002	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
April 19, 2002	Santa Barbara	Santa Barbara County Supervisors Board Hearing Room 105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101
May 30-31, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
July 12, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
September 20, 2002	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
November 1, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
December 6, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411

LEAD STAFF PERSONS

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Vacant, <i>Assistant Executive Officer / Ombudsman</i>	
Carol Hewitt, <i>Executive Office Technician</i>	805-549-3503
Cyndee Jones, <i>Acting Administrative Officer</i>	805-549-3372
Jennifer Soloway, <i>Staff Counsel</i>	916-341-5176
Brad Hagemann, <i>Supervising Water Resources Control Engineer</i>	805-549-3697

INVESTIGATION AND CLEANUP BRANCH

Jay Cano, <i>Above and Under Ground Tanks</i>	805-549-3699
Michael LeBrun, <i>Department of Defense Program and Landfills</i>	805-542-4645
Harvey Packard, <i>Cost Recovery Program, Major Oil Field and Pipeline Cleanups</i>	805-542-4639

WATERSHED BRANCH

Chris Adair, <i>Northern Watershed Unit Supervisor</i>	805-549-3761
Gerhardt Hubner, <i>Coastal Watershed Unit Supervisor</i>	805-549-4647
Eric Gobler, <i>Central Watershed Unit Supervisor</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment Unit Supervisor</i>	805-549-3132
John Robertson, <i>Southern Watershed Unit Supervisor</i>	805-542-4630

REGIONAL MONITORING AND BASIN PLANNING

Karen Worcester, <i>Environmental Specialist</i>	805-549-3333
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(Please send or fax correspondence to (refer to instructions at the bottom of page one):

Regional Water Quality Control Board – Central Coast Region
81 Higuera Street, Suite 200, San Luis Obispo, CA 93401-5411
Phone: 805-549-3147 FAX: 805-543-0397

CENTRAL COAST REGIONAL BOARD MEMBERS

<u>Board Member</u>	<u>Appointment Category</u>	<u>Term Expires</u>
Leslie S. Bowker <i>Co-Vice Chair -Los Osos</i>	County Government	09/30/2003
Bruce K. Daniels <i>Co-Vice Chair -Capitola</i>	Water Quality	09/18/2002
John Hayashi <i>Arroyo Grande</i>	Irrigated Agriculture	09/30/2003
Gary Shallcross <i>Chair - Monterey</i>	Recreation, Fish or Wildlife	09/18/2002
Jeffrey S. Young <i>Santa Barbara</i>	Municipal Government	09/30/2005
Donald A. Villeneuve <i>Cambria</i>	Water Supply	09/30/2005
Russell M. Jeffries <i>Salinas</i>	Water Quality	09/30/2004
Daniel M. Press <i>Santa Cruz</i>	Public	09/30/2004
Marco L. Rizzo <i>San Luis Obispo</i>	Industrial Water Use	09/30/2004

CONDUCT OF MEETING

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.
- E - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Assistant Executive Officer Paul Jagger. Photographs or slides of large exhibits are acceptable.
- F - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- G - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the EO's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- H - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code Section 11500 et seq.
- I - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact Paul Jagger (805/549-3502); or Jay Cano (805/549-3599) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- J - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- K - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

REGIONAL WATER QUALITY CONTROL BOARD OFFICE
81 Higuera Street, Suite 200, San Luis Obispo, CA 93401-5411

